

UNCITRAL Legislative Guide on Secured Transactions

Terminology and recommendations



Uncitral Legislative Guide On Secured Transactions

Uncitral Legislative Guide On Secured Transactions

United Nations



Uncitral Legislative Guide On Secured Transactions Uncitral Legislative Guide On Secured Transactions:

UNCITRAL Legislative Guide on Secured Transactions United Nations Commission on International Trade Law, 2011 The overall objective of the UNCITRAL Legislative Guide on Secured Transactions the Guide is to promote low cost credit by enhancing the availability of secured credit In line with this objective the Supplement on Security Rights in Intellectual Property the Supplement is intended to make credit more available and at a lower cost to intellectual property owners and other intellectual property rights holders thus enhancing the value of intellectual property rights as security for credit The Supplement however seeks to achieve that objective without interfering with fundamental policies of law relating to intellectual property Legislative Guide on Secured Transactions United Nations, 2010-02-25 This publication contains Annex I terminology and recommendations of the UNCITRAL Legislative Guide on Secured Transactions the Guide adopted by the Commission at its fortieth session in 2007 While the terminology and recommendations of the Guide are published in a separate publication for ease of use and reference they should be read together with the Guide which contains extensive commentary not only of the recommendations but also of the relevant policy issues and alternative workable approaches

Research Handbook on International Commercial Contracts Andrew Hutchison, Franziska Myburgh, 2020-12-25 This comprehensive Research Handbook examines the continuum between private ordering and state regulation in the lex mercatoria highlighting constancy and change in this dynamic and evolving system in order to offer an in depth discussion of international commercial contract law International scholars from a range of jurisdictions and legal cultures across Africa North America and Europe dissect a plethora of contract types including sale insurance shipping credit negotiable instruments and agency against the backdrop of key legal regimes commonly chosen in international agreements

Practice Under Article 9 of the Uniform Commercial Code Stephen L. Sepinuck, 2008 Practice Under Article 9 of the UCC is a comprehensive guide for lawyers facilitating secured transactions It includes articles that in simple clear language describe and summarize all of revised Article 9 more than a dozen charts that provide vital guidance to practitioners on such things as how to obtain and maintain perfection Article 9 s confusing anti assignment rules foreign filing systems federal statutory liens the full text and commentary of revised Articles 1 and 9 including the most recent technical amendments the PEB Commentaries that remain relevant to the interpretation of Article 9 a selected bibliography of useful articles on Article 9 and secured transactions practice Secured Transactions Law in Asia Louise Gullifer, Dora Neo, 2021-03-25 This collection of essays offers a unique insight and overview of the secured transactions law in many of the most important countries in Asia as well as reflections on the need for benefits of and challenges for reform in this area of the law The book provides a mixture of general reflections on the history successes and challenges of secured transaction law reform and critical discussion of the law in a number of Asian countries In some of the countries the law has already been reformed or reform is under way and here the reforms are considered critically with recommendations for future work In other countries

the law is not yet reformed and the existing law is analysed so as to determine what reform is desirable and whether it is likely to take place First this book will enable those engaging with the law in Asia to understand better the contours of the law in both civil and common law jurisdictions Second it provides analytical insights into why secured transactions law reform happens or does not happen the different methods by which reform takes place the benefits of reform and the difficulties that need to be overcome for successful reform Third it discusses the need for reform where none has yet taken place and critically assesses the reforms which have already been enacted or are being considered In addition to providing a forum for discussion in relation to the countries in question this book is also a timely contribution to the wider debate on secured transactions law reform which is taking place around the world

International and Comparative Secured Transactions Law Spyridon V Bazinas, Orkun Akseli, 2017-10-19 The law of secured transactions has seen dramatic changes in the last decade International organisations particularly the United Nations Commission on International Trade Law UNCITRAL have been working towards the creation of international legal standards aimed at the modernisation and harmonisation of secured financing laws eg the United Nations Convention on the Assignment of Receivables in International Trade the UNCITRAL Legislative Guide on Secured Transactions and its Intellectual Property Supplement the UNCITRAL Guide on the Implementation of a Security Rights Registry and the UNCITRAL Model Law on Secured Transactions The overall theme of this book is international or cross border secured transactions law It assembles contributions from some of the most authoritative academic voices on secured financing law This publication will be of interest to those involved in secured transactions around the world including policy makers practitioners judges arbitrators and academics

Availability of Credit and Secured Transactions in a Time of Crisis N. Orkun Akseli, 2013-12-12 In the light of the financial crisis it has become clear that the globalisation of financial markets has not been matched by the globalisation of legal certainty relating to financial transactions The ability to give security influences not only the cost of credit but also in some cases whether credit will be available at all Increasing the availability and lowering the cost of credit can make an important contribution to international and domestic economic development Assessing the international challenges posed by inefficient secured credit laws this book explores how these can be overcome to facilitate credit through legal reforms Leading authorities in the field address the key issues surrounding the availability of credit the role of banks in economic development and financial crises UNCITRAL's legislative efforts and international organisations and financial institutions and their involvement in the reform of secured transactions law

General Reports of the XVIIIth Congress of the International Academy of Comparative Law/Rapports Généraux du XVIIIème Congrès de l'Académie Internationale de Droit Comparé Karen B. Brown, David V. Snyder, 2011-12-30 This title presents twenty nine topics prepared by leading scholars in more than 20 countries providing a comparative analysis of cutting edge legal topics of the 21st century Considering topics of vital moment to contemporary legal scholars the title includes pieces on Surrogate Motherhood The Balance of Copyright in

Comparative Perspective International Law in Domestic Systems Constitutional Courts as Positive Legislators Same sex Marriage Climate Change and the Law The Regulation of Private Equity Hedge Funds and State Funds and Regulation of Corporate Tax Evasion Each chapter surveys legal developments in the U S and Canada Europe Asia Latin and South America Africa and the Middle East in a format that permits the reader easy access to similarities and differences in the approaches of the selected national regimes This comprehensive volume tells the story of parallel trends in the evolution of legal doctrine despite jurisdictional cultural and political barriers While each of the covered countries stands alone as a sovereign in a technologically advanced world their disparate systems nonetheless have converged to adopt comparable strategies in dealing with complex legal issues The volume is a critical addition to the library of any scholar hoping to keep abreast of the major trends in contemporary law

Cross-border Transfer and Collateralisation of Receivables Woo-jung Jon, 2018-01-25 Legal systems around the world vary widely in terms of how they deal with the transfer of and security interests in receivables The aim of this book is to help international financiers and lawyers in relevant markets in their practice of international receivables financing Substantively this book analyses three types of receivables financing transactions ie outright transfer security transfer and security interests This book covers comprehensive comparison and analysis of the laws on the transfer of and security interests in receivables of fifteen major jurisdictions encompassing common law jurisdictions Roman Germanic jurisdictions and French Napoleonic jurisdictions as well as relevant EU Directives To be more specific this book compares and analyses the relevant legal systems of the US Canada New Zealand Australia Korea Japan France Belgium England Hong Kong Singapore China Germany Austria and the Netherlands Furthermore in order to analyse those legal systems from the international perspective this book compares relevant international conventions it also proposes to establish an international registration system for the transfer of and security interests in receivables

Commercial Law in East Asia Roman Tomasic, 2017-07-05 The shift of economic gravity towards East Asia requires a critical examination of law s role in the Asian Century This volume explores the diverse scholarly perspectives on law s role in the economic rise of East Asia and moves from general debates such as whether law enjoys primacy over culture state intervention or free markets in East Asian capitalism to specific case studies looking at the nature of law in East Asian negotiations contracts trade policy and corporate governance The collection of articles exposes the clefts and cleavages in the scholarly literature explaining law s form function and future in the Asian Century

Global Lawmakers Susan Block-Lieb, Terence C. Halliday, 2017-10-26 Lawmaking by international organizations has enormous influence over world trade and national economies This book explores who makes that law and how

Research Handbook on Cross-border Enforcement of Intellectual Property Paul Torremans, 2014-12-31 The Research Handbook on Cross border Enforcement of Intellectual Property systematically analyses the unique difficulties posed by cross border intellectual property disputes in the modern world The contributions to this book focus on the enf

Politics, Policy and Private Law

Jodi Gardner, Amy Goymour, Janet O'Sullivan, Sarah Worthington, 2025-06-12 This collection is the second volume of a two part study exploring the role of policy and politics in shaping private law Whilst the first volume examined equity tort law and property law the second volume focuses on contract commercial and corporate law Its chapters explore the challenging interface of policy and politics in areas including contract interpretation contractual discretions consumer contracts wrongful payments by banks transnational commercial private law instruments mistakes made by corporations and the right to repair This is a landmark and ambitious project which provides a rich exploration of policy infused areas of private law undertaken by a team of experts in their fields Asian Yearbook of International Law B.S. Chimni, Miyoshi Masahiro, Li-ann

Thio, 2009-06-02 The Asian Yearbook of International Law is produced by the Foundation for the Development of International Law in Asia DILA and is a major refereed publication dedicated to international law issues as seen primarily from an Asian perspective The articles are written by experts from the region and elsewhere *Security Interests in Intellectual Property* Toshiyuki Kono, 2017-08-14 Economic development increasingly depends to a large extent on innovation Innovation is generally covered by intellectual property IP rights and usually requires extensive funding This book focuses on IP and debt financing as a tool to meet this demand This book clarifies the situation of the use of IP as collateral in practice through a survey conducted in Japan on IP and debt financing Various obstacles in the proper use IP and debt financing are identified and some projects to facilitate its use are illustrated IP and debt on a global scale either by attracting foreign lenders or by collateralizing foreign IP rights needs appropriate private international laws This book analyzes such regulations in which the United Nations Commission on International Trade Law UNCITRAL has worked paying due attention to the law of finance and insolvency law as well as IP laws However further analysis is needed to identify under what conditions such solutions would show optimal effects This book offers comprehensive analysis from an economic point of view

Doing Business 2016 World Bank, 2015-10-27 Doing Business 2016 is the 13th publication in a series of annual reports comparing business regulation in 189 economies This year the publication addresses regulations affecting 10 areas of everyday business activity including Starting a business Dealing with construction permits Getting electricity Registering property Getting credit Protecting minority investors Paying taxes Trading across borders Enforcing contracts Resolving insolvency Doing Business 2016 updates all indicators as of June 1 2015 ranks economies on their overall ease of doing business and analyzes reforms to business regulation identifying which economies are strengthening their business environment the most This report illustrates how reforms in business regulations are being used to analyze economic outcomes for domestic entrepreneurs and for the wider economy It is a flagship product produced by the World Bank Group that garners worldwide attention on regulatory barriers to entrepreneurship More than 60 economies have used the Doing Business indicators to shape reform agendas and monitor improvements on the ground In addition the Doing Business data has generated over 2 100 articles in peer reviewed academic journals since its inception **Handbook of Intellectual**

Property Research Irene Calboli, Maria Lillà Montagnani, 2021 This book offers a comprehensive overview of the methods and approaches that could be used as guidelines to address and develop scholarly research questions related to intellectual property law bringing together contributions from a diverse group of scholars who derive from a wide range of countries backgrounds and legal traditions

The Integration of European Financial Markets Noah Vardi, 2010-12-14 The last decade has seen the increasing integration of European financial markets due to a number of factors including the creation of a common regulatory framework the liberalisation of international capital movements financial deregulation advances in technology and the introduction of the Euro However the process of integration has proceeded largely in the absence of any comprehensive legal regulation and has rather been constructed on the basis of sectorial provisions dictated by the needs of cross border transactions This has meant that many legal barriers still remain as obstacles to complete integration This book considers the discipline of monetary obligations within the wider context of financial markets The book provides a comparative and transnational examination of the legal rules which form the basis of transactions on financial markets Analysing the integration of the markets from a legal point of view provides an opportunity to highlight the role of globalisation as the key element favouring the circulation of rules models and especially the development of new regulatory sources The book examines market transactions and the institutes at the root of these transactions including the type of legislative sources in force and the subjects acting as legislators The first part of the book concentrates on the micro discipline of money debts payments and financial instruments The second part goes on to analyse the macro context of integration of the markets looking at the persistence of legal barriers and options for their removal as well as the development of new legal sources as a consequence of the transfer of monetary and political sovereignty Finally the book draws links between the two parts and assesses the consequences of the changes at the macro level of regulation on the micro level of legal discipline of monetary obligations particularly focusing on the emergence and growing importance of soft law

2011 Andrea Bonomi, Gian Paolo Romano, 2012-07-30 The current volume of the Yearbook of Private International Law includes three special sections The first one is devoted to the recent European developments in the area of family law like the proposal on the matrimonial property regimes in its relation with other EU instruments such as Brussels IIbis or Rome III Another special section deals with the very hotly debated question of the treatment of and access to foreign law The third one presents some recent reforms of national Private International Law systems National reports and court decisions complete the book Recent highlights include multiple nationalities in EU Private International Law the European Court of Human Rights and Private International Law parallel litigation in Europe and the US arbitration and the powers of English courts conflict of laws in emission trading res judicata effects of arbitral awards

Global Insolvency and Bankruptcy Practice for Sustainable Economic Development Dubai Economic Council, Adrian Cohen, 2016-04-29 How an economy handles financial and business distress has a major impact on confidence in business the availability of investment the cost of

credit and economic growth The financial crisis of 2007 2008 and its aftermath was a catalyst to legal reform in the field of bankruptcy and restructuring law and brought an added focus to the systemic threat of bank failure to the financial system This book explores the general principles and practice of legal reform within bankruptcy From a variety of specialists including practitioners lawyers bankers accountants and judges from the United Arab Emirates the UK and Singapore it provides a variety of perspectives on the topic Chapters include topics such as the Four Pillars of Regulatory Framework the history and application of the UNCITRAL Model Law on Cross Border Insolvency the challenges for financial institutions and the treatment of the insolvency of natural persons The book also offers a comparative study of Islamic Shari ah principles with modern bankruptcy regimes an analysis of bankruptcy in the UAE and an evaluation of the legal infrastructure of the DIFC Courts The authors explore core questions surrounding bankruptcy law including its ability to facilitate the turnaround of business to enable efficient reallocation of capital to provide coherent rules for entrepreneurs investors employees and creditors and to provide for both appropriate sanctions and for rehabilitation

The book delves into Uncitral Legislative Guide On Secured Transactions. Uncitral Legislative Guide On Secured Transactions is an essential topic that needs to be grasped by everyone, ranging from students and scholars to the general public. This book will furnish comprehensive and in-depth insights into Uncitral Legislative Guide On Secured Transactions, encompassing both the fundamentals and more intricate discussions.

1. This book is structured into several chapters, namely:
 - Chapter 1: Introduction to Uncitral Legislative Guide On Secured Transactions
 - Chapter 2: Essential Elements of Uncitral Legislative Guide On Secured Transactions
 - Chapter 3: Uncitral Legislative Guide On Secured Transactions in Everyday Life
 - Chapter 4: Uncitral Legislative Guide On Secured Transactions in Specific Contexts
 - Chapter 5: Conclusion
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3. In chapter 2, this book will delve into the foundational concepts of Uncitral Legislative Guide On Secured Transactions. This chapter will elucidate the essential principles that must be understood to grasp Uncitral Legislative Guide On Secured Transactions in its entirety.
4. In chapter 3, the author will examine the practical applications of Uncitral Legislative Guide On Secured Transactions in daily life. The third chapter will showcase real-world examples of how Uncitral Legislative Guide On Secured Transactions can be effectively utilized in everyday scenarios.
5. In chapter 4, the author will scrutinize the relevance of Uncitral Legislative Guide On Secured Transactions

Legislative Guide On Secured Transactions in specific contexts. This chapter will explore how Uncitral Legislative Guide On Secured Transactions Uncitral Legislative Guide On Secured Transactions is applied in specialized fields, such as education, business, and technology.

6. In chapter 5, the author will draw a conclusion about Uncitral Legislative Guide On Secured Transactions Uncitral Legislative Guide On Secured Transactions. This chapter will summarize the key points that have been discussed throughout the book. The book is crafted in an easy-to-understand language and is complemented by engaging illustrations. It is highly recommended for anyone seeking to gain a comprehensive understanding of Uncitral Legislative Guide On Secured Transactions Uncitral Legislative Guide On Secured Transactions.

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Introduction

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